PTO/SB/21 (08-03) FEB 1 4 2007 Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE TRADEMA erwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/756,898 RANSMITTAL Filing Date January 14, 2004 **FORM** First Named Inventor Jeffrey K. Daniel (to be used for all correspondence after initial fil ing) Art Unit 3681 **Examiner Name** Rodriguez, Saul Total Number of Pages in This Submission Attorney Docket Number 123018.0008.000 ENCLOSURES (check all that apply) After Allowance Communication to Fee Transmittal Form ☐ Drawing(s) Group Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Petition Appeal Communication to Group Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information Provisional Application Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Terminal Disclaimer Other Enclosure(s) Extension of Time Request (please identify below): postcard Request for Refund Express Abandonment Request CD, Number of CD(s) ☐ Information Disclosure Statement Certified Copy of Priority Remarks Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 **3**F APPLICANT, ANTORNEY, OR AGENT Firm Mark A Individual name Signature Date February 12, 2007 CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name Renee Treider Signature Date February 12, 2007 This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to

process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO:** Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ŧ

FEB 1 4 2007

THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

ATTY DKT NO. 123018.0008.000

Jeffery K. Daniel

SERIAL NO. 10/756,898

GROUP ART UNIT: 3681

FILED: January 14, 2004

Title: INTERNAL MECHANICAL WET

CLUTCH FOR AGRICULTURAL

DRIVE SYSTEMS

Examiner: Rodriguez, Saul

TO: Mail Stop Response/ NO FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION MAILED JANUARY 10, 2007

Sir:

Ł

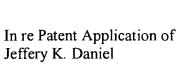
In the Office Action dated January 10, 2007, the Examiner required an election between Fig. 3 and Fig. 4.

Applicant traverses this restriction requirement on the grounds that the invention shown in Figs. 3 and 4 are not separate species that would require different fields of search.

First, Applicant notes that the Examiner did not identify any claims as being associated with Fig. 3 or Fig. 4 and so it is unclear from the restriction requirement which claims the examiner believes are associated with each. Clarification is respectfully requested.

Moreover, the invention in this case is a mechanical wet clutch 20. The wet clutch can be used with any number of gear box configurations. See ¶16, page 6 of the Specification. Fig. 3 illustrates a parallel, divider gearbox, while Fig. 4 illustrates a right angle gearbox. However, the gearbox is not the focus of the invention. Rather, it is mechanical wet clutch 20 which is shown in both Figs. 3 and 4.

Notwithstanding the foregoing, and only to the extent the Examiner refuses to further identify the claims that fall into different species or otherwise withdraws the restriction requirement, Applicant elects claims 1 and 9.





The Examiner is authorized to charge any fees arising from this response to Deposit Account

No. 10-0096.

Respectfully submitted,
JACKSON WALKER L.L.P.

Mark A. Tidwell Reg. No. 37,456

112 E. Pecan Street, Suite 2100 San Antonio, Texas 78205-1521

Phone: (713) 752-4578 Fax: (713) 752-4221 Attorneys for Applicant

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited on the date shown below with the United States Postal Service, with sufficient postage as First Class Mail (37 CFR 1.8(a)), in an envelope addressed to Mail Stop Response/NO FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

Date: February 12, 2007

Renee Treider

4543801v.1